IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 12171 of 2004

Between:

Sri DwarapudiBbrahmareddy S/o D. Subbi Reddy
r/o Gollalamamidada, Pedapudi mandal, East Godavari District

..... PETITIONER

AND

1 The Commissioner of Endowments, Boggulakunta, Hyderabad
2 The Deputy Commissioner Endowments, Kakinada
3 Sri Kondanda Rama Swamy Temple rep by

Smt.Sridevimahalaxmi Gollalamamidada,
Pedapudi Mandal, East Godavari District
4 Smt. B. Sridevimahalakshmi W/o late D. Srinivas Reddy
Gollalamamidada, Pedapudi Mandal, East Godavari District

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly in the nature of a Writ of Mandamus declaring the impugned proceedings of the Deputy Commissioner, Endowments Department, Kakinada vide R.Dis No. A4/7704/2003, dated 2-6-2003 as a arbitrary, illegal, capricious, high handed and violate all connons of law and justice and consequently direct the respondents nos1 and 2 to conduct a fresh enquiry to recognize the eldest male member of the founder's family of sri Kondarama Swamy Temple, Gollalamamidada Village, Pedapudi Mandal East godavari District.

Counsel for the Petitioner: MR.T.S.ANAND

Counsel for Respondents 1 & 2: GP FOR ENDOWMENTS

Counsel for Respondents 3 and 4: Sri N.Siva Reddy

The Court at the stage of admission made the following Order:

The learned counsel for the petitioner states that the petitioner may be permitted to withdraw the writ petition so as to enable him to avail the alternative remedy available under the A.P. Charitable and Hindu Religious Institutions and Endowments Act, 1987.

Accordingly, granting leave and liberty to the petitioner to work out the remedy as available under the statute, the writ petition is dismissed as withdrawn. No costs.

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09-09-2004

kdl

To

1 The Commissioner of Endowments, Boggulakunta, Hyderabad
2 The Deputy Commissioner Endowments, Kakinada
3 Two C.Cs. to the Government Pleader for Endowments, High

Court Buildings, A.P., Hyderabad, (OUT).

4 Two C.D. Copies.